

FIRST REGULAR SESSION

SENATE BILL NO. 549

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHMITT.

Read 1st time February 26, 2009, and ordered printed.

TERRY L. SPIELER, Secretary.

2126S.011

AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to MO HealthNet data transparency.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 208, RSMo, is amended by adding thereto one new section, to be known as section 208.192, to read as follows:

208.192. 1. By August 28, 2010, the director of the MO HealthNet division shall implement a program under which the director shall make available through its Internet web site nonaggregated information on individuals collected under the federal Medicaid Statistical Information System described in the Social Security Act, Section 1903(r)(1)(F), insofar as such information has been de-identified in accordance with regulations promulgated under the Health Insurance Portability and Accountability Act of 1996, as amended. In implementing such program, the director shall ensure that:

(1) The information made so available is in a format that is easily accessible, useable, and understandable to the public, including individuals interested in improving the quality of care provided to individuals eligible for programs and services under the MO HealthNet program, researchers, health care providers, and individuals interested in reducing the prevalence of waste and fraud under the program;

(2) The information made so available is as current as deemed practical by the director and shall be updated at least once per calendar quarter;

(3) To the extent feasible:

(a) All hospitals, long term care facilities, clinics, and large physician practices included in such information are identifiable by

22 name to individuals who access the information through such program;
23 and

24 (b) All individual health care providers not described in
25 paragraph (a) of this subdivision, including physicians and dentists, are
26 identifiable by unique identifier numbers that are disclosed only to
27 appropriate officials within the division and the individuals involved;
28 and

29 (4) The director periodically solicits comments from a sampling
30 of individuals who access the information through such program on
31 how to best improve the utility of the program.

32 2. For purposes of implementing the program under this section
33 and ensuring the information made available through such program is
34 periodically updated, the director may select and enter into a contract
35 with a public or private entity meeting such criteria and qualifications
36 as the director determines appropriate.

37 3. By August 28, 2011, and annually thereafter, the director shall
38 submit to the general assembly and the MO HealthNet oversight
39 committee, a report on the progress of the program under subsection
40 1 of this section, including the extent to which information made
41 available through the program is accessed and the extent to which
42 comments received under subdivision (4) of subsection 1 of this section
43 were used during the year involved to improve the utility of the
44 program.

45 4. By August 28, 2011, the director shall submit to the general
46 assembly and the MO HealthNet oversight committee a report on the
47 feasibility, potential costs, and potential benefits of making publicly
48 available through an Internet-based program de-identified payment and
49 patient encounter information for items and services furnished under
50 Title XXI of the Social Security Act which would not otherwise be
51 included in the information collected under the federal Medicaid
52 Statistical Information System described in Section 1903(r)(1)(F) of
53 such act and made available under Section 1942 of such act, as added
54 by Section 5008.

55 5. Pursuant to section 23.253, RSMo, of the Missouri sunset act:

56 (1) The provisions of the new program authorized under this
57 section shall automatically sunset six years after the effective date of
58 this section unless reauthorized by an act of the general assembly; and

59 **(2) If such program is reauthorized, the program authorized**
60 **under this section shall automatically sunset twelve years after the**
61 **effective date of the reauthorization of this section; and**

62 **(3) This section shall terminate on September first of the**
63 **calendar year immediately following the calendar year in which the**
64 **program authorized under this section is sunset.**

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Unofficial

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